

# IN THE BOARD OF SUPERVISORS

COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

\_\_\_\_\_ Day \_\_\_\_\_, 2012

**PRESENT: Supervisors**

**ABSENT:**

## **RESOLUTION NO.**

### **RESOLUTION ACCEPTING A PUBLIC TRAIL EASEMENT OFFER OF DEDICATION TO THE COUNTY OF SAN LUIS OBISPO**

The following resolution is hereby offered and read:

**WHEREAS**, the public trail easement identified on Parcel Map CO 08-0054 attached hereto was offered to the County of San Luis Obispo as a condition of approval; and

**WHEREAS**, the trail easement identified on Parcel Map CO 08-0054 would provide an unimproved nonexclusive public trail easement to San Luis Obispo County; and

**WHEREAS**, the acceptance of the officer of dedication would be in the public interest; and

**WHEREAS**, no construction or public access is planned for this public trail easement until the easement is improved with a trail and officially opened by the County; and

**WHEREAS**, this public trail offer is not open to the public until the Deputy Director of Parks or the Board of Supervisors officially opens the trail to the public consistent with the County's Park Ordinance, Title 11, Chapter 11.04.20-5(i); and

**WHEREAS**, since this trail is not constructed and not open to the public at this time, maintenance and liability expenses are anticipated to be minimal; and

**WHEREAS**, the location of the public trail offer is within the unincorporated area of the County of San Luis Obispo; and

**WHEREAS**, the County Environmental Coordinator recommends that the Board of Supervisors find: 1) that acceptance of this public trail easement is consistent with the environmental determination prepared for this project pursuant to the California Environmental Quality Act (CEQA) as implemented by the State CEQA guidelines; and 2) that pursuant to the California Environmental Quality Act accepting this public trail offer into the County's Public Trail Inventory is consistent with the individual environmental determination prepared for this project; and

**WHEREAS**, San Luis Obispo County's Parks and Recreation Element provides that public trail offers may be timely accepted by the Board of Supervisors for the benefit of the public.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** that the Board of Supervisors of the County of San Luis Obispo, State of California, hereby:

1. Find pursuant to the California Environmental Quality Act accepting this public trail offer into the County's Public Trail Inventory is categorically exempt; and
2. Find this public trail easement is not open to the public until officially opened by the Deputy Director of Parks or the Board of Supervisors; and
3. Authorize and instruct the County Clerk to record a copy of the signed resolution in the Office of the County Recorder of the County of San Luis Obispo; and
4. Approves and accepts the real property interest as described on the final map for this public trail offer, more specifically described on Parcel Map CO 08-0054 attached hereto.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGAL EFFECT:

WARREN R. JENSEN  
County Counsel

By:

Sharon G. Matuszewicz  
Deputy County Counsel

Dated: April 23, 2012

STATE OF CALIFORNIA,                     )  
County of San Luis Obispo,               ) ss.

I, \_\_\_\_\_, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

County Clerk and Ex-Officio Clerk of the Board  
of Supervisors

(SEAL)

By \_\_\_\_\_ Deputy Clerk.